

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

KAYLA PHILLIPS,

Plaintiff,

-against-

BARNEYS NEW YORK, INC., NYPD POLICE SGT.
ERICA TRIEBEL (SHIELD # 4498) NYPD P.O.
BRIAN KUSTERER (SHIELD # 23990), NYPD
POLICE OFFICER/DET "JOHN DOE 1" MEMBERS
OF THE GRAND LARCERNEY SQUAD AND
NYPD POLICE OFFICER/DET "JOHN DOE 2 "
MEMBER OF THE GRAND LARCERNEY SQUAD,

Defendants.

CV 14-0820 (RJD) (JMA)

AFFIDAVIT OF SERVICE

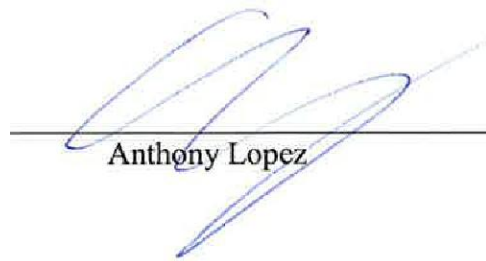
STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

ANTHONY LOPEZ, being duly sworn, deposes and states:

1. I am not a party to this action, am over eighteen years of age, and reside in Roselle New Jersey.

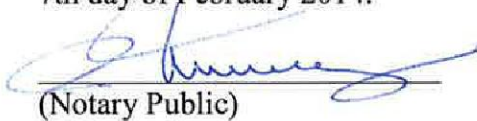
2. On February 6, 2014, at approximately 3:24 p.m., I served a true and correct copy of the Notice of Filing of Notice of Removal and the papers attached thereto upon the Kings County Clerk, Supreme Court, Kings County, www.nycourts.gov/efile; Also served by electronic means was plaintiff's Counsel Kareem R. Vessup at kvessup@vessuplaw.com I also served the same document upon Christopher J. Murdoch at Corporation Counsel of the City of New York at 100 Church Street, New York, New York 11201, by leaving the document with Ms. Betty Mazych, the Service Window Clerk. Ms. Mazych can be described as a black Female approximately 55 years of age, 5'7" tall, 200 lbs., with black/gray hair and wearing glasses. Attached is a copy of the e-filing confirmation notice which appears on the State Court e-filing system.

3. The electronic services were made by uploading a PDF/A of said documents to the New York State electronic filing system under the State Supreme Court Index No. 503344/2013 in accordance with the Kings County Supreme Court's electronic filing procedures.



Anthony Lopez

Sworn to before me this
7th day of February 2014.



(Notary Public)

JESUS HERNANDEZ
Notary Public, State of New York
No. 01HE4814466
Qualified in Bronx County
Commission Expires February 28, 2015

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

CV 14 - 00320

KAYLA PHILLIPS,

Plaintiff,

-against-

BARNEYS NEW YORK, INC., NYPD POLICE
SGT. ERICA TRIEBEL (Shield #4498), NYPD P.O.
BRIAN KUSTERER (Shield #23990), NYPD
POLICE OFFICER/DET "JOHN DOE 1" member of
the Grand Larceny Squad and NYPD POLICE
OFFICER/DET "JOHN DOE 2" member of the
Grand Larceny Squad,

Defendants.

Index No. 508175/2013

**NOTICE OF FILING OF
NOTICE OF REMOVAL**

DEARIE, J.

To: Clerk of the Court, Civil Division
New York Supreme Court, County of Kings
360 Adams Street, Room 189
Brooklyn, New York 11201

Christopher J. Murdoch
Corporation Counsel of the City of New York
100 Church Street
New York, New York 10007

Kareem R. Vessup
The Law Offices of Kareem R. Vessup
89-31 161st Street, Suite 705
Jamaica, New York 11432


PLEASE TAKE NOTICE that Defendant Barneys New York, Inc. ("Barneys"), by its undersigned counsel, Proskauer Rose LLP, filed a Notice of Removal, pursuant to 28 U.S.C. §§ 1331 and 1441, with the Clerk of the United States District Court for the Eastern District of New York, to effect removal of this action to the United States District Court. Accordingly, no further proceedings should be had in this matter in the Supreme Court of the State of New York, County of Kings. A copy of the Notice of Removal is attached as Exhibit 1.

52-6 MJ 9-621132

Dated: February 6, 2014

Respectfully submitted,

PROSKAUER ROSE LLP

By: 

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Howard Z. Robbins

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Attorneys for Defendant

Barneys New York, Inc.



NYSCEF - Kings County Supreme Court

Confirmation Notice

This is an automated response for Supreme Court / Court of Claims cases. The NYSCEF site has received your electronically filed document(s) for:

Kayla Phillips - v. - BARNEYS NEW YORK, INC. et al

508175/2013

Documents Received

Doc #	Document Type	Motion #	Date Received
7	NOTICE OF REMOVAL / REMAND		02/06/2014 05:01 PM

Filing User

Name:	HOWARD ZACHARY ROBBINS		
Phone	E-mail Address:	hrobbins@proskauer.com	
Fax #:	Work Address:	11 TIMES SQUARE NEW YORK, NY 10036	

E-mail Notifications

An e-mail notification regarding this filing has been sent to the following address(es) on
02/06/2014 05:01 PM:

ROBBINS, HOWARD ZACHARY - hrobbins@proskauer.com
VESSUP, KAREEM R. - kvessup@vessuplaw.com

NOTE: If submitting a working copy of this filing to the court, you must include as a notification page firmly affixed thereto a copy of this Confirmation Notice.